

**AGENDA:** May 13, 2003

**4.3**

**CATEGORY:** Consent

**DEPT.:** City Manager

**TITLE:** Shoreline Amphitheatre—Request for  
Early Concert Start Time

### **RECOMMENDATION**

Approve a request submitted by Shoreline Amphitheatre and Clear Channel Entertainment (CCE) to begin several concerts scheduled during the 2003 concert season before the starting times prescribed in the Amphitheatre Lease and Agreement between the City of Mountain View and Shoreline Amphitheatre Partners.

### **FISCAL IMPACT**

There is no fiscal impact directly associated with the approval of the above-listed recommendation.

### **BACKGROUND AND ANALYSIS**

#### **Early Concert Start Time**

Section 5.03 of the Amphitheatre Lease and Agreement between the City and Shoreline Amphitheatre Partners (SAP) stipulates that: "On weekdays, no show shall start before 7:00 p.m. or end after midnight without the prior written consent of the City. On weekends, no show shall start before 12:00 noon or end after midnight" (Attachment 1).

Language providing for City review and approval of early concert start times was included in the Amphitheatre lease in recognition that some flexibility would be needed in concert start times to schedule/accommodate certain concert events. The City review and approval requirement was also included in the lease to ensure that SAP/CCE would take the necessary actions to minimize traffic congestion impacts resulting from early concert start times.

The City has received a request from Shoreline Amphitheatre (Attachment 2) to begin the following concerts earlier than the normally prescribed start times:

- Monday, May 19—Mountain View Choral Festival, 6:30 p.m.
- Friday, May 23—Brooks & Dunn, 3:00 p.m.

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- Friday, June 13—Live 105 BFD, 1:00 p.m.
- Tuesday, July 8—Ozzfest, 9:00 a.m.
- Thursday, July 31—Boston, 6:00 p.m.
- Tuesday, August 19—Lollapalooza, 2:00 p.m.

Amphitheatre parking lots will open at 4:00 p.m. for the May 19 Choral Festival; 2:00 p.m. for the May 23 Brooks & Dunn concert; 10:00 a.m. for the Live 105 BFD event on June 13; 8:30 a.m. for the Ozzfest on July 8; 3:30 p.m. for the July 31 Boston concert; and 11:00 a.m. for the Lollapalooza concert on August 19.

With any concert event, staff anticipates there will be impacts, particularly traffic impacts, to businesses, City facilities and residences located in the North Bayshore Area as a result of the early concert start times. Amphitheatre staff will be contacting and working with more than 60 North Bayshore Area residents and businesses, as well as City staff, to mitigate to the greatest extent possible any additional traffic, noise and/or crowd control impacts that may occur from the earlier concert start time. Amphitheatre staff will also be coordinating with Valley Transportation Authority (VTA) staff regarding any traffic or construction issues that might arise from the impact of early start times on the Highway 85/101 interchange project. City staff is also working with Amphitheatre traffic control staff to further refine traffic ingress and egress patterns associated with early concert start times to minimize to the greatest extent possible the impacts to nearby North Bayshore Area businesses.

#### Extension of Concert Activities

As Shoreline/CCE has done in the past for some early concert start times events, it will be extending vending and entertainment activities for the Ozzfest, Lollapalooza and Live 105 BFD concerts into Parking Lot C. Any licensing, permit and/or crowd control issues associated with the extension of concert activities into Parking Lot C will be coordinated between the venue and the Mountain View Police Department.

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## **CONCLUSION**

Staff recommends approval of the Amphitheatre's request to begin the Monday, May 19, Mountain View Choral Festival concert at 6:30 p.m.; the Friday, May 23, Brooks & Dunn concert at 3:00 p.m.; the Friday, June 13, Live 105 BFD concert at 1:00 p.m.; the Tuesday, July 8, Ozzfest event at 9:00 a.m.; the Thursday, July 31, Boston concert at 6:00 p.m.; and the Tuesday, August 19, Lollapalooza event at 2:00 p.m.

## **PUBLIC NOTICING**

In addition to distributing copies of this report in accordance with the City's standard agenda posting requirements, copies of this report were sent to Shoreline Amphitheatre management personnel, CCE representatives, City staff responsible for traffic and other liaison with Shoreline Amphitheatre, VTA staff and approximately 50 business owners/tenants and residents located in the North Bayshore Area.

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LF/9/CAM  
601-05-13-03M^

Attachments: 1. Excerpt—Amphitheatre Lease and Agreement  
2. Letter from Shoreline Amphitheatre Dated April 15, 2003